

Remarks

This Application has been carefully reviewed in light of the Final Office Action ("Office Action") mailed May 19, 2006. Claims 1, 5, 9, and 14-17 have been amended. Applicants respectfully request reconsideration and allowance of all pending claims.

Applicants' Summary of Interview

Applicants thank the Examiner for the courtesy and opportunity to conduct the telephone interview on August 23, 2006. During the interview, the claims, the references identified by the Examiner, and proposed claim amendments were discussed.

Claims 1-20 are Allowable over Khan

The Examiner rejects Claims 1-20 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Application Publication No. 2002/0018078 A1 to Khan, et al. (the "*Khan Publication*"). Applicants respectfully disagree.

A. The *Khan Publication* Fails to Disclose, Teach, or Suggest Various Limitations Recited in Independent Claims 1, 9, and 14-17.

The *Kahn Publication* discloses a method for generating a customized network interface. (Abstract). The disclosed method allows a user to select a web-site from a list or specify its URL. (¶ 0090). The disclosed method then allows the user to select portions of the web page, drag the selected portions into an information screen, and then store the information screen for later retrieval. (¶ 0007). For example, the user can select a hyperlink from the web page and drag the hyperlink into the information screen. (¶¶ 0080-81).

In contrast, independent Claim 1, as amended, recites:

A method for defining a composite web page, comprising:
identifying a web page;
analyzing the web page to determine a list of elements, each element corresponding to a particular portion of the content of the identified web page;
presenting the list of determined elements to a user in a navigation pane, the navigation pane operable to allow the user to view and select one or more of the elements from the determined list of elements;
receiving a user selection of at least one element from the determined list of elements;

presenting, in a preview pane, the particular portion of the content of the identified web page corresponding to the at least one selected element from the determined list of elements, the preview pane operable to allow the user to visually verify the user selection; and

registering the user selection of the at least one element from the determined list of elements.

Applicants respectfully submit that the *Khan Publication* fails to disclose, teach, or suggest, each and every element cited in Applicants' claims. For example, the *Khan Publication* fails to disclose, teach, or suggest:

- “*analyzing the web page to determine a list of elements, each element corresponding to a particular portion of the content of the identified web page;*”
- “presenting the list of determined elements to a user in a navigation pane, the *navigation pane operable to allow the user to view and select one or more of the elements from the determined list of elements;*” or
- “*presenting, in a preview pane, the particular portion of the content of the identified web page corresponding to the at least one selected element from the determined list of elements, the preview pane operable to allow the user to visually verify the user selection,*”

as recited in independent Claim 1, as amended. Independent Claims 1, 9, and 14-17 are allowable for at least this reason. Dependent Claims 2-8, 10-13, and 18-20 depend from independent Claims 1 and 9, shown above to be allowable. For at least this reason, dependent Claims 2-8, 10-13, and 18-20 are also allowable. For at least these reasons, Applicants respectfully request reconsideration and allowance of Claims 1-20.

B. The *Khan Publication* Fails to Disclose, Teach, or Suggest Various Limitations Recited in Independent Claims 14 and 16.

Independent Claim 14 recites:

A system for defining a composite web page, comprising:
a processor;
a memory coupled to the processor storing processor executable instructions to control the operation of the processor;
the processor executable instructions including:
instructions to identify a web page;
instructions to analyze the web page to determine a list of elements, each element corresponding to a particular portion of the content of the identified web page;

instructions to present the list to a user in a navigation pane, the navigation pane operable to allow the user to view and select one or more of the elements from the determined list of elements;

instructions to receive a user selection at least one element from the determined list of elements;

instructions to present, in a preview pane, the particular portion of the content of the identified web page corresponding to the at least one selected element from the determined list of elements, the preview pane operable to allow the user to visually verify the user selection; and

instructions to register the user selection of the at least one element from the determined list of elements.

Independent Claim 16 recites:

A computer-readable storage medium encoded with processing instructions for defining a composite web page, including:

computer readable instructions for identifying a web page;

computer readable instructions for analyzing the web page to determine a list of elements, each element corresponding to a particular portion of the content of the identified web page;

computer readable instructions for presenting the list to a user in a navigation pane, the navigation pane operable to allow the user to view and select one or more of the elements from the determined list of elements;

computer readable instructions for receiving a user selection at least one element from the list of elements;

computer readable instructions for presenting, in a preview pane, the particular portion of the content of the identified web page corresponding to the at least one selected element from the determined list of elements, the preview pane operable to allow the user to visually verify the user selection; and

computer readable instructions for registering the user selection of the at least one element from the determined list of elements.

The Examiner asserts that the user selecting the hyperlinks from numerous web pages “can be interpreted as an analyzing process from which results a list of elements that are associated with the web page.” (Office Action, Page 9). However, even if the user selecting the hyperlinks could be construed as “analyz[ing] the web page to determine a list of elements” (which, Applicants do not concede), the user selection clearly cannot be construed as “*processor executable instructions . . . to analyze the web page to determine a list of elements,*” as recited in independent Claim 14. Nor can the user selection be construed as “*computer readable instructions for analyzing the web page to determine a list of elements,*” as recited in independent Claim 16. Independent Claims 14 and 16 are allowable for at least these additional reasons. For at least these additional reasons, Applicants

respectfully request reconsideration and allowance of Claims 14 and 16.

C. The Rejection of Claims 1-20 Based on Subject Matter in the *Khan Publication*, not Supported by the *Khan Provisional Application*, is Improper.

As Applicants have indicated in previous responses, the *Khan Publication* has an actual filing date after the effective filing date of the present application. Therefore, the *Khan Publication* is not prior art and cannot be used to reject Applicants' claims under 35 U.S.C. § 102(e) unless there is proper support for the subject matter in Provisional Application 60/209,873 (the "*Khan Provisional Application*").

The Examiner has repeatedly cited to the *Khan Publication* to support the rejection of Claims 1-20. For example, in this Office Action, the Examiner cites to eleven specific portions of the *Khan Publication* without identifying proper support for these portions in the *Khan Provisional Application*. (Office Action, Pages 2-9). Only in one paragraph of the "Response to Arguments" section does the Examiner identify any support in the *Khan Provisional Application* for the rejection of Claims 1-20. (Office Action, Page 9). Applicants respectfully submit that the two portions of the *Khan Provisional Application* identified by the Examiner fail to provide proper support for the eleven portions of the *Khan Publication* relied upon by the Examiner. Applicants respectfully submit that the rejection of Claims 1-20, based on the citations to the *Khan Publication* without any identification of support in the *Khan Provisional Application*, is improper. See M.P.E.P. §§ 706.02(f)(1) and 2106.03.

For at least this additional reason, Applicants respectfully request reconsideration and allowance of Claims 1-20.

Conclusion

Applicants have made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other reasons clearly apparent, Applicants respectfully request full allowance of all pending claims.

If the Examiner believes that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Samir A. Bhavsar, Attorney for Applicants, at the Examiner's convenience at (214) 953-6581.

The Commissioner is hereby authorized to charge the \$790.00 RCE fee and \$120.00 Extension of Time fee to Deposit Account No. 02-0384 in the name of Baker Botts L.L.P. The Commissioner is also authorized to charge any deficiency or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicants



Samir A. Bhavsar
Reg. No. 41,617

Date: 9/19/06

CORRESPONDENCE ADDRESS:

at Customer No.

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